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Approved for use through 09/30/2000. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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UTILITY  
PATENT APPLICATION  
TRANSMITTAL

Attorney Docket No. 2002-047

First Inventor or Application Identifier Zak

Title APPARATUS AND METHOD FOR VOICE ACTIVATED  
COMMUNICATION

(Only for new nonprovisional applications under 37 CFR § 1.53(b))

Express Mail Label No. EV 368751893 US

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO:

MS Patent Application  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

1. ☒ \*Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☒ Specification [Total Pages 22]  
(preferred arrangement set forth below)  
— Descriptive title to the Invention  
— Cross References to Related Applications  
— Statement Regarding Fed sponsored R & D  
— Reference to Microfiche Appendix  
— Background of the Invention  
— Brief Summary of the Invention  
— Brief Description of the Drawings (if filed)  
— Detailed Description  
— Claim(s)  
— Abstract of the Disclosure
3. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 7]
4. ☐ Oath or Declaration [Total Pages 3]  
a. ☒ Newly executed (original or copy)  
b. ☐ Copy from a prior application (37 C.F.R. § 1.63(d))  
(for continuation/divisional with Box 17 completed)  
[Note Box 5 below]  
i. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting  
inventor(s) named in the prior application,  
see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).
5. ☐ Incorporation By Reference (useable if Box 4b is checked)  
The entire disclosure of the prior application, from which a  
copy of the oath or declaration is supplied under Box 4b,  
is considered as being part of the disclosure of the  
accompanying application and is hereby incorporated by  
reference therein.

6. ☐ Microfiche Computer Program (Appendix)
7. ☐ Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)  
a. ☐ Computer Readable Copy  
b. ☐ Paper Copy (identical to computer copy)  
c. ☐ Statement verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

8. ☒ Assignment Papers (cover sheet & document(s))
9. ☐ 37 C.F.R. § 3.73(b) Statement ☒ Power of Attorney  
(when there is an assignee)
10. ☐ English Translation Document (if applicable)
11. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS  
Citations
12. ☐ Preliminary Amendment
13. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
14. ☐ \*Small Entity ☐ Statement filed in prior application,  
Statement(s) Status still proper and desired
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☒ Other: Express Mail Certificate

\*NOTE FOR ITEMS 1 & 14: IN ORDER TO BE  
ENTITLED TO PAY SMALL ENTITY FEES, A SMALL  
ENTITY STATEMENT IS REQUIRED (37 C.F.R.  
§ 1.27), EXCEPT IF ONE FILED IN A PRIOR  
APPLICATION IS RELIED UPON (37 C.F.R. § 1.28).

17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary statement:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: \_\_\_\_\_ / \_\_\_\_\_  
Prior application information: Examiner: Group/Art Unit: \_\_\_\_\_

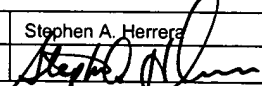
## 18. CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code Label

24112

or ☐ Correspondence address below

|         |           |          |  |  |
|---------|-----------|----------|--|--|
| NAME    |           |          |  |  |
| ADDRESS |           |          |  |  |
| CITY    | STATE     | ZIP CODE |  |  |
| COUNTRY | TELEPHONE | FAX      |  |  |

|                   |   |                                   |                |
|-------------------|---|-----------------------------------|----------------|
| Name (Print/Type) | Stephen A. Herrera  | Registration No. (Attorney/Agent) | 47,642         |
| Signature         |  | Date                              | March 16, 2004 |

22386 U.S. PTO  
10/801779

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**FEE TRANSMITTAL**

Patent fees are subject to annual revision on October 1

These are the fees effective October 1, 2003.

Small Entity payments must be supported by a small entity statement.  
otherwise large entity fees must be paid. See Forms PTO/SB/09-12.

See 37 C.F.R. §§ 1.27 and 1.28.

**TOTAL AMOUNT OF PAYMENT** (\$1432.00)

Complete if Known

|                      |                |
|----------------------|----------------|
| Application Number   |                |
| Filing Date          | March 16, 2004 |
| First Named Inventor | Zak            |
| Examiner Name        |                |
| Group Art Unit       |                |
| Attorney Docket No.  | 2002-047       |

**METHOD OF PAYMENT (check one)**

- 1.
- ☒
- The Commission is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number

18-1167

Deposit Account Name

Coats &amp; Bennett, P.L.L.C.

- ☒
- Charge Any Additional Fee Required Under 37 CFR §§1.16 and 1.17
- ☐
- Charge the Issue Fee Set in 37 CFR §1.18 at the Mailing of the Notice of Allowance

- 2.
- ☒
- Payment Enclosed:

☒ Check
 ☐ Money Order
 ☐ Other
**FEE CALCULATION****1. BASIC FILING FEE**

| Large Fee Code      | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description        | Fee Paid       |
|---------------------|-----------------|----------------|-----------------|------------------------|----------------|
| 101                 | 770             | 201            | 385             | Utility filing fee     | 770            |
| 106                 | 340             | 206            | 170             | Design filing fee      |                |
| 107                 | 530             | 207            | 265             | Plant filing fee       |                |
| 108                 | 770             | 208            | 385             | Reissue filing fee     |                |
| 114                 | 160             | 214            | 80              | Provisional filing fee |                |
| <b>SUBTOTAL (1)</b> |                 |                |                 |                        | <b>(\$770)</b> |

**2. EXTRA CLAIM FEES**

|                           | Extra Claims | Fee from below | Fee Paid   |
|---------------------------|--------------|----------------|------------|
| Total Claims              | 45           | -20** = 25     | X 18 = 450 |
| Independent Claims        | 5            | -3** = 2       | X 86 = 172 |
| Multiple Dependent Claims |              |                | X =        |

\*\* or number previously paid, if greater; For Reissues, see below

| Large Fee Code              | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description   |
|-----------------------------|-----------------|----------------|-----------------|---|
| 103                         | 18              | 203            | 9               | Claims in excess of 20                                    |
| 102                         | 86              | 202            | 43              | Independent claims in excess of 3                         |
| 104                         | 290             | 204            | 145             | Multiple dependent claim                                  |
| 109                         | 86              | 209            | 43              | **Reissue independent claims over original patent         |
| 110                         | 18              | 210            | 9               | **Reissue claims in excess of 20 and over original patent |
| <b>SUBTOTAL (2)</b> (\$622) |                 |                |                 |   |

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

| Large Fee Code                    | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description  | Fee Paid      |
|-----------------------------------|-----------------|----------------|-----------------|--|---------------|
| 105                               | 130             | 205            | 65              | Surcharge - late filing fee or oath  |               |
| 127                               | 50              | 227            | 25              | Surcharge - late provisional filing fee or cover sheet                     |               |
| 139                               | 130             | 139            | 130             | Non-English specification  |               |
| 147                               | 2,520           | 147            | 2,520           | For filing a request for reexamination                                     |               |
| 112                               | 920*            | 112            | 920*            | Requesting publication of SIR prior to Examiner action                     |               |
| 113                               | 1,840*          | 113            | 1,840*          | Requesting publication of SIR after Examination action                     |               |
| 115                               | 110             | 215            | 55              | Extension for reply within first month                                     |               |
| 116                               | 420             | 216            | 210             | Extension for reply within second month                                    |               |
| 117                               | 950             | 217            | 475             | Extension for reply within third month                                     |               |
| 118                               | 1,480           | 218            | 740             | Extension for reply within fourth month                                    |               |
| 128                               | 2,0100          | 228            | 1,005           | Extension for reply within fifth month                                     |               |
| 119                               | 330             | 219            | 165             | Notice of Appeal   |               |
| 120                               | 330             | 220            | 165             | Filing a brief in support of an appeal                                     |               |
| 121                               | 290             | 221            | 145             | Request for oral hearing   |               |
| 138                               | 1,510           | 138            | 1,510           | Petition to institute a public use proceeding                              |               |
| 140                               | 110             | 240            | 55              | Petition to revive - unavoidable   |               |
| 141                               | 1,330           | 241            | 665             | Petition to revive - unintentional   |               |
| 142                               | 1,330           | 242            | 665             | Utility issue fee (or reissue)   |               |
| 143                               | 480             | 243            | 240             | Design issue fee   |               |
| 144                               | 640             | 244            | 320             | Plant issue fee  |               |
| 122                               | 130             | 122            | 130             | Petitions to the Commissioner  |               |
| 123                               | 50              | 123            | 50              | Petitions related to provisional applications                              |               |
| 126                               | 180             | 126            | 180             | Submission of Information Disclosure Stmt.                                 |               |
| 581                               | 40              | 581            | 40              | Recording each patent assignment per property (times number of properties) | 40            |
| 146                               | 770             | 246            | 385             | Filing a submission after final rejection (37 CFR 1.129(a))                |               |
| 149                               | 770             | 249            | 385             | For each additional invention to be examined (37 CFR 1.129(b))             |               |
| Other fee (specify)               |                 |                |                 |  |               |
| Other fee (specify)               |                 |                |                 |  |               |
| *Reduced by Basic Filing Fee Paid |                 |                |                 |  |               |
| <b>SUBTOTAL (3)</b>               |                 |                |                 |  | <b>(\$40)</b> |

**SUBMITTED BY**

Typed or Printed Name: Stephen A. Herrera

Signature: 

Date

March 16, 2004

**Complete (if applicable)**

Reg. Number: 47,642

Deposit Account User ID: 18-1167

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Telephone: (919) 854-1844